IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2468 OF 2004

IN

FIRST APPEAL STAMP NO. 17432 OF 2004

The Oriental Insurance Co. Ltd. ..Appellants

versus

Gopinath Nair & Ors. ..Respondents

Mr. J. S. Chandnani for the Appellants.

None for the Respondents.

CORAM : D. G. DESHPANDE,J.

DATE : 21ST OCTOBER,2005

P.C. :

1. Heard learned counsels for the Appellants. Respondents are served. Nobody is present for the Respondents.

2. This is an application for condonation of delay of one year and 85 days. The appeal is filed by the Insurance Company challenging the interest and other points. However, today the Administrative

Officer of the Appellant has filed affidavit annexed therewith the letter of Gopinath Nair - Respondent No.1 the employee dated 29.6.2004 wherein he has stated that he is satisfied with the amount deposited by both the opponents to the tune of Rs.2,78,100/- and he has no further claim on both the Opponents. This letter was sent by the Respondent No.1 to the Secretary, Workmen Compensation Labour Court, Thane. Therefore, the affidavit coupled with this letter clearly show that the claim and contention of the respondent No.1 is fully satisfied. Affidavit dated 21.10.2005 is taken on record. In the circumstances, delay is condoned and civil application is disposed of. In view of the above, Appeal also stands disposed of. Appellant to to get the Appeal numbered.

21.10.2005 (D.G. DESHPANDE, J.)